

Box M  
SF



## PETITION

February 19, 2013

2013 FEB 28 PM 3:36

Commissioner for Patents  
Office of Petitions  
Mail Stop Petition  
PO Box 1450  
Alexandria, VA 22313-1450

Dear Commissioner,

This letter serves as a petition to accept late payment for Patent#6159166.

The 12<sup>th</sup> year maintenance fee for patent#6159166 (application#09045018) was attempted online on December 11, 2012. The charge of \$2480.00 appeared on our bank statement, but stayed in a "Pending" status for at least one week, until it finally disappeared from the pending section, but never posted to our account. I have attached a copy of our bank online activity showing this charge in the "Pending" section. It was originally processed on 12/11/12.

I have attached a copy of an email string from Kelly Beavers (Office of Financial Mgmt. Systems/Financial Systems Ops. Div.) that states that "the USPTO's credit card processing service was experiencing a significant outage on 12/11/12".

I have included the \$200 fee as told me by Kenya A. McLaughlin via phone on 2/19/13. Once the petition is granted it is my understanding that this fee is refundable....so please refund.

Thank you for your attention to this matter.

Kathy Schatz  
  
Finance Manager  
Hypertension Diagnostics (CVC-HD LLC)  
651-687-9999 x112  
[kschatz@cvchd.com](mailto:kschatz@cvchd.com)

Attach:

CVC-HD LLC online bank printout, Form PTO/AIA/96

Email string from Kelly Beavers (USPTO)

Check for fee \$200

2915 Waters Road, Suite 108, Eagan, MN 55121-3528

03/01/2013 DALLEN 00000013 6159166

01 FC:1463

200.00 OP

651-687-9999 • Fax 651-687-0485

[www.cvchd.com](http://www.cvchd.com)

**FW: Unsuccessful Maint fee payment attempt made 12/11/2012- Patent # 6159166**

Beavers, Kelly [Kelly.Beavers@USPTO.GOV]

Sent: Wednesday, January 02, 2013 2:03 PM

To: kschatz



Hi Kathy,

Per our conversation..... Our credit card processing service was experiencing a significant outage on 12/11/2012 (between 6:30am-11:30am ET) when you tried to pay the maintenance fee on Patent # 6159166. The supervisor in the Maintenance Fee area advised contacting the Office of Petitions and indicating the system issue as backup of the payment attempt.

Again, their phone # is 571-272-3282.

Thank you.

**Kelly Beavers**

Office of Financial Mgmt. Systems/Financial Systems Ops. Div. (OFMS/FSOD)

United States Patent & Trademark Office (USPTO)

Phone: 571-272-6318

Fax: 571-273-6318

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**From:** Hall, Warren (Pragmatics)

**Sent:** Friday, December 28, 2012 9:15 AM

**To:** Beavers, Kelly; Assist RAM Team

**Cc:** Lee, Matthew

**Subject:** RE: Unsuccessful Maint fee payment attempt made 12/11/2012- Patent # 6159166

Kelly,

There was a credit card validation problem at the time. Please have the customer try again.

**2012-12-11 10:24:14,079 INFO STI,tran in  
,INTMTFEE,09045018,\$2,480.00,,,CC,...8854,20121211,MAURICE R  
TAYLOR,,MAINTENANCE FEE PAYMENT**

**2012-12-11 10:30:15,685 INFO STI,tran out,INTMTFEE,09045018, ,-80,15,The Credit  
Card validation system is experiencing a higher than normal volume and is unable  
to process your card at this time. Please try again  
later.,2480.00,,,CC,...8854,20121211,MAURICE R TAYLOR,,MAINTENANCE  
FEE PAYMENT**

Thank you,

**Best Available Copy**

FW: Unsuccessful Maint fee payment attempt made 12/11/2012- Patent... https://ch1prd0510.outlook.com/owa/?ae=Item&t=IPM.Note&id=Rg...

**Warren Hall Sr.**  
Pragmatics, Inc.  
2051 Jamieson Avenue, Suite 504  
Alexandria, VA 22314  
(571) 319-0463 Ext. 201



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**From:** Beavers, Kelly  
**Sent:** Thursday, December 27, 2012 4:05 PM  
**To:** Assist RAM Team  
**Cc:** Lee, Matthew  
**Subject:** Unsuccessful Maint fee payment attempt made 12/11/2012- Patent # 6159166

RAM Team,

Can you check the log files to see if a payment attempt was made to pay the 12<sup>th</sup> yr. maintenance fee for patent # 6159166 (appl # 09045018) on 12/11/2012? A customer left me a voice mail that they attempted to pay online that day but got an error message. The patent expired the following day due to non-payment.

Thank you.

**Kelly Beavers**  
Office of Financial Mgmt. Systems/Financial Systems Ops. Div. (OFMS/FSOD)  
United States Patent & Trademark Office (USPTO)  
Phone: 571-272-6318  
Fax: 571-273-6318

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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

### STATEMENT UNDER 37 CFR 3.73(c)

Applicant/Patent Owner: CVC-HD LLC

Application No./Patent No.: 09/045,018 / 6159166 Filed/Issue Date: 3/20/1998

Titled: Sensor & Method for Sensing Arterial Pulse Pressure  
CVC-HD LLC, a partnership

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that, for the patent application/patent identified above, it is (choose one of options 1, 2, 3 or 4 below):

1.  The assignee of the entire right, title, and interest.

2.  An assignee of less than the entire right, title, and interest (check applicable box):

The extent (by percentage) of its ownership interest is \_\_\_\_\_ %. Additional Statement(s) by the owners holding the balance of the interest must be submitted to account for 100% of the ownership interest.

There are unspecified percentages of ownership. The other parties, including inventors, who together own the entire right, title and interest are:

Additional Statement(s) by the owner(s) holding the balance of the interest must be submitted to account for the entire right, title, and interest.

3.  The assignee of an undivided interest in the entirety (a complete assignment from one of the joint inventors was made).  
The other parties, including inventors, who together own the entire right, title, and interest are:

Additional Statement(s) by the owner(s) holding the balance of the interest must be submitted to account for the entire right, title, and interest.

4.  The recipient, via a court proceeding or the like (e.g., bankruptcy, probate), of an undivided interest in the entirety (a complete transfer of ownership interest was made). The certified document(s) showing the transfer is attached.

The interest identified in option 1, 2 or 3 above (not option 4) is evidenced by either (choose one of options A or B below):

A.  An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 009055, Frame 0748, or for which a copy thereof is attached.

B.  A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at

Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

2. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at

Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

[Page 1 of 2]

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

### STATEMENT UNDER 37 CFR 3.73(c)

3. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

4. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

5. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

6. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

Additional documents in the chain of title are listed on a supplemental sheet(s).

As required by 37 CFR 3.73(c)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Kathy Schatz  
Signature

Kathy Schatz  
Printed or Typed Name

2013-FEB-28 PM 3:  
6

Date

CFO/Manager  
Title or Registration/Number

# Best Available Copy

Wells Fargo Account Activity

<https://online.wellsfargo.com/das/cgi-bin/session.cgi?sessargs=rjpEP...>



Wells Fargo Business Online®

## Account Activity

EXPANDED BUS SERVICES PACK XXXXX0425

### Activity Summary

Ending Collected Balance as of 12/14/12	\$18,411.29
Current Posted Balance	\$18,411.29
Pending Withdrawals/ Debits	-\$2,653.47
Pending Deposits/ Credits	\$50,101.00
Available Balance	\$65,858.82

### Transactions

Show: for Date Range 12/01/12 to 12/17/12

Date	Description	Deposits / Credits	Withdrawals / Debits
<b>Pending Transactions Note: Amounts may change</b>			
12/17/12	BANKCARD BTOT DEP 121216 524771000608	\$25,101.00	
12/17/12	BANKCARD BTOT DEP 121214 524771000608	\$25,000.00	
12/17/12	CHKCARD BARNE & NOBLE MINNETO MNUS		\$5.40
12/17/12	CHKCARD THE ORIGINAL PAPLYMOUT MNUS		27.35 \$24.35
12/17/12	DEPOSITED CHECK # 5421		\$50.30
12/17/12	USPTO ALEXANDRIA		\$2,480.00
12/17/12	YUMI SUSHI BAR EXCELSIOR		51.22 \$44.22
12/17/12	APPOINTMENT PLUSCOTTSDALE		\$49.00
<b>Posted Transactions</b>			
12/14/12	CHECK CRD PURCHASE 12/13 MPLS METERS MULTI MINNEAPOLIS MN 425908XXXXXX8854 162348729905941 ?MCC=7523		\$2.00
12/14/12	CHECK CRD PURCHASE 12/13 SALUT GRAND AVENUE SAINT PAUL MN 425908XXXXXX8854 082348698668198 ?MCC=5812		\$184.17
12/14/12	CHECK CRD PURCHASE 12/13 USPS.COM CLICK6610 800-3447779 DC 425908XXXXXX8854 302348620543888 ?MCC=9402		\$10.85
12/14/12	CHECK CRD PURCHASE 12/13 MPLS METERS MULTI MINNEAPOLIS MN 425908XXXXXX8854 00234855517101 ?MCC=7523		\$3.10
12/13/12	CHECK # 5432		\$510.00
12/13/12	RECUR DEBIT CRD PMT12/12 FEDEX 794248173814 800-4633339 TN 425908XXXXXX8854 162346075883188 ?MCC=4215	X 3814	\$48.65
12/13/12	CHECK CRD PURCHASE 12/12 DAVE'S DOWNTOWN MINNEAPOLIS MN 425908XXXXXX8854 082347661126269 ?MCC=5814		\$15.65
12/13/12	CHECK CRD PURCHASE 12/12 MPLS METERS MULTI MINNEAPOLIS MN 425908XXXXXX8854 282347638135581 ?MCC=7523		\$3.00
12/12/12	CHECK # 5445		\$1,164.64
12/12/12	CHECK # 5428		\$1,204.91
12/12/12	CHECK CRD PURCHASE 12/11 MPLS METERS MULTI MINNEAPOLIS MN 425908XXXXXX8854 082346700205505 ?MCC=7523		\$2.00
12/12/12	CHECK CRD PURCHASE 12/11 MERITLINE.COM 888-668-6660 CA 425908XXXXXX8854 082346664196853 ?MCC=5732	Waiting for signature on check	\$135.50
12/12/12	MARLIN BUSINESS ACH 050169185000 RMR*IV*931601CARDIAC C**15750.00	\$15,750.00	
12/11/12	CHECK # 5433		\$2,975.00
12/10/12	BANKCARD DISCOUNT 121207 524771000608734 HYPERTENSION DIAGNOSTI		\$1.71
12/10/12	CHECK # 5448		\$143.37
12/10/12	CHECK # 5452		\$272.22
12/10/12	CASHED CHECK # 5458		\$500.00